

**REQUEST
for
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

*Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provided for continued examination of a utility or plant application
filed on or after June 8, 1995.*

See the American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|-----------------------|
| Application Number | 09/155,452 |
| Filing Date | October 23, 1998 |
| First Named Inventor | Rhona H. BORTS et al. |
| Group Art Unit | 1632 |
| Examiner Name | Joseph T. Voitach |
| Attorney Docket Number | 98_1091A |
| Confirmation No. | 8673 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted:

- i. ☐ Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
- ii. ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other

b. ☒ Enclosed:

- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other - Petition for a three month Extension of Time (\$950.00)

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is required under 37 C.F.R. § 1.103(c) for a period of months. (period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).

b. ☐ Other

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. ☐ Extension of time fee (37 C.F.R. § 1.136 and § 1.17)
 - iii. ☐ Other

- b. ☒ Check in the amount of \$ 1,720.00 enclosed

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MAR 08 2004

4. CORRESPONDENCE ADDRESS

CUSTOMER NO.

000513

By: Warren M. Cheek, Jr.

Warren M. Cheek, Jr.
Registration No. 33,367

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March 3, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECL...

MAR 08 2004

Re application of

: Attn: BOX RCE

Rhona H. BORTS et al.

: Docket No. 98_1091A

Serial No. 09/155,452

: Group Art Unit 1632

Filed October 23, 1998

: Examiner Joseph T. Voitach

MEIOTIC RECOMBINATION IN VIVO OF PARTIALLY
HOMOLOGOUS DNA SEQUENCES

Confirmation No. 8673

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

Attached hereto is a check in the amount of **\$1,720.00** to cover Patent Office fees relating to filing the following attached papers:

Request for Continued Examination (RCE) \$770.00

Petition for Extension of Time \$950.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Rhona H. BORTS et al.

By Warren M. Cheek, Jr.
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Attorney for Applicants

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March 3, 2004

[Check No. 60539]

98_1091A



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **ATTN: BOX RCE**
Rhona H. BORTS et al. : Docket No. 98_1091A
Serial No. 09/155,452 : Group Art Unit 1632
Filed October 23, 1998 : Examiner Joseph T. Voitach

MEIOTIC RECOMBINATION IN VIVO OF **Confirmation No. 8673**
PARTIALLY HOMOLOGOUS DNA SEQUENCES

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

Responsive to the Official Action dated September 4, 2003, the time for responding thereto being extended for three months in accordance with a petition for extension submitted concurrently herewith along with an RCE, please amend the above-identified application as follows: